



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/881,062	06/15/2001	Holger Birk	016790-0422



Glenn Law  
FOLEY & LARDNER  
Washington Harbour  
3000 K Street, N. W., Suite 500  
Washington, DC 20007-5109

CONFIRMATION NO. 5177

## FORMALITIES LETTER



\*OC000000006403783\*

Date Mailed: 08/09/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$554.
  - \$234 for 13 total claims over 20.
  - \$320 for 4 independent claims over 3 .
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 1394.**

*A copy of this notice **MUST** be returned with the reply.*

*Zenaid M.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

08/27/2001 09:00:01 00000076 09881062

710.00 DP  
234.00 DP  
320.00 DP  
130.00 DP

710.00 DP  
234.00 DP  
320.00 DP  
130.00 DP

GL



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/881,062	06/15/2001	2872	0.00	016790-0422	5	33	7

CONFIRMATION NO. 5177

## FILING RECEIPT



\*OC00000006404344\*

Glenn Law  
FOLEY & LARDNER  
Washington Harbour  
3000 K Street, N. W., Suite 500  
Washington, DC 20007-5109

Date Mailed: 08/09/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Holger Birk, Meckesheim, GERMANY;  
Rafael Storz, Bammental, GERMANY;  
~~Johann Engelhardt, Schoenborn, GERMANY;~~  
~~Kyra Moellmann, Trippstadt, GERMANY;~~

## Domestic Priority data as claimed by applicant

## Foreign Applications

GERMANY DE 100 30 013.8 06/17/2000  
GERMANY DE 101 15 509.3 03/29/2001

If Required, Foreign Filing License Granted 08/09/2001

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

Early Publication Request: No

## Title

Arrangement for examining microscopic preparations with a scanning microscope, and

illumination device for a scanning microscope

**Preliminary Class**

359

---

**Data entry by : PETROS, ZENEBECH**

**Team : OIPE**

**Date: 08/09/2001**

O I P E  
SEP 26 2001  
PATENT

**LICENSE FOR FOREIGN FILING UNDER  
Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

**PLEASE NOTE the following information about the Filing Receipt:**

- The articles such as "a," "an" and "the" are not included as the first words in the title of an application. They are considered to be unnecessary to the understanding of the title.
- The words "new," "improved," "improvements in" or "relating to" are not included as first words in the title of an application because a patent application, by nature, is a new idea or improvement.
- The title may be truncated if it consists of more than 500 characters (letters and spaces combined).
- The docket number allows a maximum of 25 characters.
- If your application was submitted under 37 CFR 1.10, your filing date should be the "date in" found on the Express Mail label. If there is a discrepancy, you should submit a request for a corrected Filing Receipt along with a copy of the Express Mail label showing the "date in."
- The title is recorded in sentence case.

Any corrections that may need to be done to your Filing Receipt should be directed to:

Assistant Commissioner for Patents  
Office of Initial Patent Examination  
Customer Service Center  
Washington, DC 20231



4 Receipt #  
Atty. Dkt. No. 016790-0422

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Holger BIRK, et al  
Title: ARRANGEMENT FOR  
EXAMINING MICROSCOPIC  
PREPARATIONS WITH A  
SCANNING MICROSCOPE, AND  
ILLUMINATION DEVICE FOR A  
SCANNING MICROSCOPE  
Appl. No.: 09/881,062  
Filing Date: 06/15/2001  
Examiner: Unassigned  
Art Unit: 2872

**TRANSMITTAL OF MISSING PARTS  
OF PATENT APPLICATION**

Commissioner for Patents  
Washington, D.C. 20231

Attn: BOX MISSING PARTS

Sir:

In response to the Notice to File Missing Parts of Application mailed on August 9, 2001, in the above-identified application, transmitted herewith are the missing parts needed to complete the filing of the subject patent application.

Enclosed are:

- ☒ Declaration and Power of Attorney (3 pages)
- ☒ Copy of Notice to File Missing Parts (Part 2 of Form PTO-1533)
- ☒ Request for Corrected Filing Receipt
- ☒ Claim for Convention Priority and Certified Copies of Priority Documents
- ☒ Check in the amount of \$1394.00 in payment of the basic filing fee of \$710.00, the additional claims fee of \$554.00, and the late filing surcharge fee of \$130.00 (37 C.F.R. § 1.16(e))
- ☐ Please charge Deposit Account No. 19-0741 in the amount of \$0.00 in payment of surcharge fee (37 C.F.R. § 1.16(e))

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

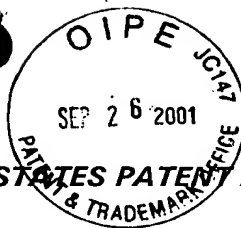
By



Glenn Law  
Attorney for Applicant  
Registration No. 34,371

Date: September 26, 2001

FOLEY & LARDNER  
Washington Harbour  
3000 K Street, N.W., Suite 500  
Washington, D.C. 20007-5109  
Telephone: (202) 672-5426  
Facsimile: (202) 672-5399



Atty. Dkt. No. 016790-0422

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Holger BIRK, et al  
Title: ARRANGEMENT FOR EXAMINING MICROSCOPIC PREPARATIONS  
WITH A SCANNING MICROSCOPE, AND ILLUMINATION DEVICE FOR  
A SCANNING MICROSCOPE  
Appl. No.: 09/881,062  
Filing Date: 06/15/2001  
Examiner: Unassigned  
Art Unit: 2872

**REQUEST FOR CORRECTED FILING RECEIPT**

Commissioner for Patents  
Washington, D.C. 20231

Attn: Appl. Processing Division, Customer Correction Branch

Sir:

Attached is a copy of the official Filing Receipt received from the PTO in the  
above-referenced application.

At the time the application was submitted, Johann ENGELHARDT and Kyra  
MOELLMANN were incorrectly included as inventors. A copy of the executed  
Declaration and Power of Attorney for this application is attached, which reflects that  
the list of inventors should read: Holger BIRK and Rafael STORZ.

Issuance of a corrected Filing Receipt is respectfully requested.

Respectfully submitted,

By

Glenn Law  
Attorney for Applicant  
Registration No. 34,371

Date: September 26, 2001

FOLEY & LARDNER  
Washington Harbour  
3000 K Street, N.W., Suite 500  
Washington, D.C. 20007-5109  
Telephone: (202) 672-5426  
Facsimile: (202) 672-5399